22CT 177008ANB

0535430

2413

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

OBTS Number

1. Arrest 2. N.T.A. 3. Request for Warrant 4. Request for Capias | 1 | Juvenile | N

ADMINISTRATIVE

Agency ORI Number	Agency Name	Agency Report Number
FLO 5 0 2 6 0 0	PALM BEACH GARDENS POLICE DEPARTMENT	78 - 22005005

ChargeType: Check as many as apply. ☐ 1. Felony ☐ 2. Traffic Felony ☐ 3. Misdemeanor ☒ 4. Traffic Misdemeanor ☐ 5. Ordinance ☐ 6. Other

Weapon Seized / Type: 2 | 1. Yes 2. No

Multiple Clearance Indicator:

Location of Arrest (Including Name of Business)	Location of Offense (Business Name, Address)
ALTERNATE A1A/RCA BOULEVARD, PALM BEACH GARDENS, FL, 33410	ALTERNATE A1A/DONALD ROSS ROAD, PALM BEACH GARDENS, FL, 33410

Date of Arrest	Time of Arrest	Booking Date	Booking Time	Jail Date	Jail Time	Location of Vehicle
10/20/2022	21:49					KAUFF'S TOWING AND RECOVERY 4701 EAST AVENUE, WPB, FL 33407

DEFENDANT

Name (Last, First, Middle): BERNATCHEZ, REAGAN, KYLEE HANNAH

Alias (Name, DOB, Soc. Sec. #, Etc.): REAGAN CUPAIUOLI

Race (W - White I - American Indian B - Black 0- Oriental/Asian)	Sex	Date of Birth	Height	Weight	Eye Color	Hair Color	Complexion	Build
W	M	07/03/1989	510	140	BLU	BLN	LGT	SMALL

Scars, Marks, Tatoos, Unique Physcal Features (Location, Type, Description): TATT: L-WRIST; BACK; R-ARM;

Marital Status: MARRIED | Religion: NONE

Indication of: Alcohol Influence Y ☑ N ☐ Unk. ☐ | Drug Influence ☐ ☐ ☑

Local Address (Street, Apt. Number) (City) (State) (Zip): 1110 MOHICAN BLVD, JUPITER, FL, 33458 | Phone: (406) 600-7481 | Residence Type: 1. City 2. County 3. Florida 4. Out of State | 2

Permanent Address (Street, Apt. Number) (City) (State) (Zip): 1110 MOHICAN BLVD, JUPITER, FL, 33458 | Phone: | Address Source: FL DRIVER'S LICENSE

Business Address (Name, Street) (City) (State) (Zip): ENCOMPASS HEALTH, STUART FL | Phone: | Occupation: OCCUPATIONAL THERAPIST

DL Number, State	Soc. Sec. Number	INS Number	Place of Birth (City, State)	Citizenship
C-140-752-90-090-0 FL	[redacted]		TORANTO, CA	USA

CO-DEF

Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	1. Arrested 2. At Large	3. Felony 4. Misdemeanor 5. Juvenile
				☐ ☐	☐ ☐ ☐
Co-Defendant Name (Last, First, Middle)	Race	Sex	Date of Birth	1. Arrested 2. At Large	3. Felony 4. Misdemeanor 5. Juvenile
				☐ ☐	☐ ☐ ☐

JUVENILE

☐ Parent ☐ Legal Custodian ☐ Other: Name (Last) (First) (Middle) | Residence Phone

Address (Street, Apt. Number) (City) (State) (Zip) | Business Phone

Notified by: (Name) | Date | Time | Juvenile Disposition 1. Handled/ processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated

Released To: (Name) | Relationship | Date | Time

The above address provided by ☐ defendant and / or ☐ defendant's parents The child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address. ☐ Yes, by: (Name) ☐ No: (Reason) | School Attended | Grade

Property Crime? ☐ Yes ☐ No | Description of Property | Value of Property

CODE

Drug Activity: N. N/A P. Possess | S. Sell B. Buy T. Traffic | R. Smuggle D. Deliver E. Use | K. Dispense/ Distribute | M. Manufacture/ Produce/ Cultivate | Z. Other

Drug Type: N. N/A A. Amphetamine | B. Barbiturate C. Cocaine E. Heroin | H. Hallucinogen M. Marijuana O. Opium/Deriv. | P. Paraphernalia/ Equipment S. Synthetics | U. Unknown Z. Other

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
DUI - BREATH OVER .08	1	☐Y ☒N	316.193(1)(C)	

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant I Capias Number	Bond
N	N	N			O R

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

CHARGE

Charge Description	Counts	Domestic Violence	Statute Violation Number	Violation of ORD #
		☐Y ☐N		

Drug Activity	Drug Type	Amount / Unit	Offense #	Warrant / Capias Number	Bond

NOTICE TO APPEAR

Location (Court Room Number, Address): NORTH COUNTY COURTHOUSE, 3188 PGA BOULEVARD, PALM BEACH GARDENS, FL 33410 - PH: (561) 662-6700

Court Date and Time: Month NOVEMBER Day 23 Year 2022 Time 10:00 AM X PM

I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED

Signature of Defendant (or Juvenile and Parent /Custodian) | Date Signed: 10/20/2022

ADMIN

HOLD for other Agency Name: | Signature of Arresting Officer: X *471 | Name Verification (Printed by Arrestee)

☐ Dangerous ☐ Resisted Arrest ☐ Suicidal ☐ Other: | Name of Arresting Officer (Print): OFC. CAMERON CARVER | I.D. #: 471 | (PRINT) SCANNED

Intake Deputy: J. Duval I.D.# 3616 Pouch # | Transporting Officer: OFC. C. CARVER | ID #: 471 | Agency: PBGPD | Witness here if subject refused to sign: OCT 21 2022 | PAGE 1 OF 1

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D.U.I. PROBABLE CAUSE AFFIDAVIT

On the 20 day of OCTOBER 2022 at 21:25 ☐ AM ☑ PM

Subject: BERNATCHEZ, REAGAN, KYLEE HANNAH Case Number: 22005005

Agency: *PALM BEACH GARDENS POLICE DEPARTMENT* Arresting Officer: OFC. CAMERON CARVER 471

PERSONAL CONTACT

DRIVING PATTERN: (Actual Physical Control; Physical Evidence or Statements Putting Defendant Behind Wheel of Vehicle)

Palm Beach Gardens Police received a phone call from witness Hannah Halstead who provided a sworn-statement to law enforcement advising she was southbound on Alternate A1A behind a white Subaru bearing NC - HAK1951 that was all over the roadway, speeding, and ran a red light. Upon me having sight of the vehicle, I observed the vehicle also swerving on the roadway and strike the right curb twice. I activated my emergency lights and sirens to order the vehicle to pull over. It immediately reacted to my order and pulled over. I identified the driver and sole occupant of the vehicle via her Florida Driver's License.

OBSERVATION OF DRIVER:

Bernatchez was in the driver's seat and had a "dazed" appearance. Bernatchez had chip crumbs all over her clothing and there was the strong odor of unknown alcoholic beverage coming off of her breath when she spoke and breathes. Bernatchez's speech was slurred and thick. She exhibited mood swings from sweet, compliant, to rude, argumentative, belligerent and vulgar. Bernatchez was emotional, and immediately admitted fault in driving impaired. Bernatchez had difficulty walking and maintaining her balance. Had difficulty with forming coherent statements at the scene.

DRIVER STATEMENTS:

Admitted to drinking three glasses of wine at a "work party" in Hobe Sound. Started drinking after 7pm and left around 9pm to head home. Stated she lives in Jupiter, however drove through Jupiter and was lost. (She was using her GPS which was telling her to turn around). Repeated multiple times for me to arrest her, that she should not have been driving and she drank too much.

ODORS: Strong odor of unknown alcohol coming from her breath

GENERAL OBSERVATIONS

SPEECH: Slurred, mumbled, quiet.

ATTITUDE: Calm, sweet, argumentative, vulgar, rude

CLOTHING: light long sleeve shirt, black undershirt, green pants

MEDICAL/OTHER: Depression (not medicated)

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STATE OF FLORIDA
COUNTY OF PALM BEACH

*471
SIGNATURE OF ATTESTING OFFICER

The forgoing instrument was sworn to or affirmed and subscribed before me this 20 day of October 2022 by OFC. CAMERON CARVER 471 who is ☑ personally known to me or ☐ produced _____.

Notary Public, Clerk of Court, Officer (FSS 117.10)

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # GG 972080
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.
STAMP

D.U.I. PROBABLE CAUSE AFFIDAVIT Cont.

Subject: BERNATCHEZ, REAGAN, KYLEE HANNAH Case Number: 22005005

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

LEFT EYE	*RIGHT EYE*
☑ Lack of Smooth Pursuit	☑ Lack of Smooth Pursuit
☑ Distinct & Sust. Nystag. at Max. Deviation	☑ Distinct & Sust. Nystag. at Max. Deviation
☑ Onset of Nystagmus Prior to 45 Degrees	☑ Onset of Nystagmus Prior to 45 Degrees

Other Observations:

VGN present; unable to keep from moving head.

Walk and Turn

-Unable to maintain balance during instruction phase.
-Started prior to being told.
-Stopped during task.
-Missed heel-to-toe.
-Stepped off the line.
-Used arms for balance.
-Improper turn.
Refer to Probable Cause Affidavit for further details.

One Leg Stand

-Swayed.
-Used arms for balance.
-Puts foot down.
-Did not count.
-Lifted/lowered raised foot during task.
Refer to Probable Cause Affidavit for further details.

Did not perform further tasks because she stated for me to just arrest her.

Taylor Warnings Read during WAT

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BREATH RESULTS: 1) .167 @ 23:08 2) .162 @ 23:13 3) _____ @ _____ 4) _____ @ _____

STATE OF FLORIDA
COUNTY OF PALM BEACH

#471
SIGNATURE OF ATTESTING OFFICER

The forgoing instrument was sworn to or affirmed and subscribed before me this 20 day of October 20 22 by OFC. CAMERON CARVER 471 who is ☑ personally known to me or ☐ produced _____.

Notary Public, Clerk of Court, Officer (FSS 117.10)

SHARI L. O'NEAL
Notary Public - State of Florida
Commission # GG 972080
My Comm. Expires Jun 25, 2024
Bonded through National Notary Assn.

STAMP

22005005

DUI WITNESS LIST

Arresting Officer: OFC. CAMERON CARVER 471 Email: ccarver@pbgfl.com
Agency Address: 10500 N Military Trail, Palm Beach Gardens, FL 33410 Phone: (561) 799-4445
Can Testify To: Facts of Case

Backup Officers: OFC. CHAD WITHERSPOON #520 / OFC. RALPH BRADLY #535 / OFC. JOHN FARIS #476
Agency Address: 10500 N Military Trail, Palm Beach Gardens, FL 33410 Phone: (561) 799-4445
Can Testify To: Scene Safety

Crash Investigator: _____ Email: _____
Agency Address: 10500 N Military Trail, Palm Beach Gardens, FL 33410 Phone: (561) 799-4445

Breathalyzer Technician: O'NEAL ID: 6212 Agency: PBSO

DRE: _____ ID# _____ Agency Case #: _____
Agency Address: _____ Phone: _____ Email: _____

Name: Halstead, Hannah Involvement: Witness
Address: 1107 NEOGA STREET, JUPITER, FL, 33458 Phone: (561) 537-9544
Can Testify To: Called 911/ Dash Camera Footage ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

Name: _____ Involvement: _____
Address: _____ Phone: _____
Can Testify To: _____ ☐ Wheel Witness

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SUBJECT: **BERNATCHEZ, REAGAN, KYLEE HANNAH** CASE NUMBER: **22005005**

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.

I am now requesting that you submit to a lawful test of your ***BREATH*** for the purpose of determining its alcohol content.

OR

I am now requesting that you submit to a lawful test of your ***URINE*** for the purpose of determining the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am **OFC. CAMERON CARVER 471** of the ***PALM BEACH GARDENS POLICE DEPARTMENT***

If you refuse to take the test I have requested of you, your driving privilege will be suspended for a period of one (1) year for a FIRST REFUSAL, or eighteen (18) months if your driving privilege has been PREVIOUSLY SUSPENDED, or if you have been PREVIOUSLY FINED under s. 327.35215, for refusing to submit to a lawful test of your breath, urine, or blood. Additionally, if you refuse to take the test I have requested of you, and your driving privilege has been previously suspended, or if you have been previously fined under s. 327.35215, for a refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor, in addition to any other penalties which can be imposed by law.

Refusal to submit to the test I have requested is admissible into evidence in any criminal proceeding.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

NOTE: IF THE SUBJECT POSSESSES A COMMERICIAL DRIVER'S LICENSE (CDL), READ THE FOLLOWING.

If you are a Commercial Driver License (CDL) holder or were driving a Commercial Motor vehicle (CMV), your refusal to submit to testing will result in the loss of your commercial driving privilege for a period of one year from today. If this is your SECOND REFSUAL, you will be permanently disqualified from holding a CDL or operating a CMV.

Do you understand what I have just read to you? YES <or> NO Do you still refuse to submit to this test? YES <or> NO

SUBJECT'S SIGNATURE: *Read on Camera*

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY SATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions.
2. Any statement must be freely and voluntarily given.
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning.
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning.
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent.
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will.
7. Any statement can and will be used against you in a court of law.

SUBJECT'S SIGNATURE: *Read on Camera*

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TESTING FACILITY TASK REPORT

AGENCY: PBG OFC. CARVER #471

SUBJECT: BERNATCHEZ, REAGAN K.H.

CASE NUMBER: 22-121034

DATE: 10-20-22

VIDEO DVD NUMBER:

BEGINNING TIME: 23:00 HRS

ENDING TIME: 23:19 HRS

BREATH TESTS RESULTS: 1) .167 TIME 23:08 A.M.☐ P.M.☒ 2) .162 TIME 23:13 A.M.☐ P.M.☒

3) TIME A.M.☐ P.M.☐ 4) TIME A.M.☐ P.M.☐

BREATH OPERATOR: S.O'NEAL #6212

MAINTENANCE TECHNICAN: J. KARLECKE #6467

TESTING OFFICER'S OBSERVATIONS

SPEECH: VERY SLURRED

ATTITUDE: TALKATIVE, MOODSWINGS, RAMBLING, SARCASTIC,ARGUMENTATIVE,DIFFICULT,RUDE,EMOTIONAL, PROFANE

CLOTHING: SHIRT- BEIGE/BLACK PRINT PANTS- LIGHT BROWN

MEDICAL CONDITIONS: NONE

MEDICATIONS: NONE

OTHER:

EYES: BLOODSHOT, GLASSY, WATERY
STRONG ODOR OF UNKNOWN ALCOHOLIC BEVERAGE

COMMENTS:

20 MIN. OBSERVATION DONE BY A/O CARVER #471
A/O REQUESTED THE BREATH TEST ON CAMERA.
D SUBMITTED TO THE BREATH REQUEST.
D WAS GOING BACK AND FORTH AFTER THE FIRST BREATH SAMPLE.
D WAS HAVING MOODSWINGS.
A/O READ THE IMPLIED CONSENT ON CAMERA TO THE D.
D CONTIUNED WITH THE BREATH TEST.
D COMPLETED THE TEST CORRECTLY AFTER BEING INSTRUCTED SEVERAL TIMES ON HOW TO BLOW.
D WALKED OFF AFTER FINISHING THE TEST, AND STATED TO I THE TECH. FUCK YOU.
EXPLAINED THE BREATH RESULTS TO THE D.
C/W READ ON CAMERA TO THE D. NO Q&A D ASKED ABOUT A LAWYER.

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PALM BEACH GARDENS POLICE DEPARTMENT
DUI TESTING FACILITY INFORMATION SHEET

PBSO Case #: 22-121034 PBSO Zone: 3-13

Agency Case #: 22005005 Crash Case #: _____

Incident Information:

Time of Stop/Crash: 21:25 Date of Incident: 10/20/2022 Day: THURSDAY

Location of Incident: ALTERNATE A1A/DONALD ROSS ROAD, PALM BEACH GARDENS, FL, 33410

Arrest Information:

Time of Arrest: 21:49 Date of Arrest: 10/20/2022 Day: THURSDAY

Location of Arrest: ALTERNATE A1A/RCA BOULEVARD, PALM BEACH GARDENS, FL, 33410

Subject's Name: (L) BERNATCHEZ, (F) REAGAN, (M) KYLEE HANNAH

DOB: 07/03/1989 Race: W Sex: M Height: 510 Weight: 140 Hair BLN Eye BLU

Address: 1110 MOHICAN BLVD, JUPITER, FL, 33458 Phone: (406) 600-7481

Arresting Officer's Name: OFC. CAMERON CARVER ID#: 471

Agency: PBGPD Division: TRAFFIC UNIT

Breath Results

1) .167 at 23:08 hrs.
2) .162 at 23:13 hrs.
3) _____ at _____ hrs.
4) _____ at _____ hrs.

---BAT Use---

BAT Notified: YES

Arrival Time at BAT: 22:36

Subject Arrest Time: 21:49

Breath Test Operator: O'NEAL 6212

PBSO

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FLORIDA DEPARTMENT OF LAW ENFORCEMENT
ALCOHOL TESTING PROGRAM
BREATH ALCOHOL TEST AFFIDAVIT

Instrument Type: Intoxilyzer 8000
Instrument Registered To: PALM BEACH CO SO
Instrument Serial Number: 80-006029 Software: 8100.27
Date of Test: 10/20/2022

Date of Last Agency Inspection: 09/16/2022
Observation Period Began: 22:36
Subject's Name: REAGAN KYLEE HANNAH BERNATCHEZ DOB: 07/03/1989 Sex: F

The subject was observed for at least twenty-minutes prior to the administration of the breath test to ensure that the subject did not take anything orally and did not regurgitate.

Results:

Test	g/210L	Time
Diagnostics Check	OK	23:04
Air Blank	0.000	23:05
Control Test	0.081	23:05
Air Blank	0.000	23:06
Subject Sample #1	0.167	23:08
Air Blank	0.000	23:09
Air Blank	0.000	23:11
Subject Sample #2	0.162	23:13
Air Blank	0.000	23:14
Control Test	0.080	23:14
Air Blank	0.000	23:15
Diagnostics Check	OK	23:15

Cylinder Lot: 08622080A1
Exp: 06/05/2024

State of Florida, County of Palm Beach.

Personally appeared before me the undersigned authority, who (✓) is personally known to me or (__) produced _____ as identification, and who after being placed under oath, states:

I SHARI L O'NEAL, hold a valid Breath Test Operator permit issued by the Florida Department of Law Enforcement, I administered the above breath test to the subject named above in accordance with Chapter 11D-8, Florida Administrative Code, and this form is a true and accurate report of that breath test.

Breath Test Operator: S. O'Neal Date: 10/20/22
Signature

Sworn to (or affirmed) before me this 20 day of October, 2022

471 Ofc. Carver #471
Signature of Notary Public-State of Florida Printed Name of Notary Public-State of Florida

Note: Pursuant to section 117.10, Florida Statutes, law enforcement officers, correctional officers, traffic accident investigation officers and traffic infraction enforcement officers are notaries public when engaged in the performance of official duties. In accordance with section 316.1934(5), F.S., this completed form is admissible without further authentication and is presumptive proof of the results herein. To be used in accordance with Section 316.1934(5), F.S., and in administrative proceedings pursuant to 322.2615, F.S.

FDLE/ATP FORM 38 - MARCH 2004, Ref. 11D-8.007

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PALM BEACH COUNTY
SHERIFF'S OFFICE
Florida State Statute Exemption Sheet

Palm Beach County Sheriff's Office – Arrests Only

	X	Florida State Statute	Description	Page Number(s)
L/E Exemptions	☐	119.071(2)(d)	Surveillance techniques, procedures and personnel; inventory of law enforcement resources, policies or plans pertaining to mobilization deployment or tactical operations.	
	☐	943.053, 943.0525	NCIC/FCIC/FBI and in-state FDLE/DOC.	
	☐	119.071(4)(c)	Undercover personnel.	
	☐	119.071(2)(f)	Confidential informants (CIs).	
	☐	119.071(2)(e)	Confession.	
Public Info. Exemptions	☐	985.04(1)	Juvenile offender records.	
	☐	119.071(h)(i)	Assets of a crime victim.	
	☐	395.3025(7)(a), 456.057(7)(a)	Medical information.	
	☐	394.4615(7)	Mental health information.	
	☐	119.071(4)(d)(2)(a)	Home address, telephone, Social Security number, date of birth, or photos of active/former LE personnel, spouses, and children.	
Florida Rules of Judicial Administration 2.420 (Rule of 23)	☒	(iii) 119.0714(1)(i)-(j), (2)(a)-(e)	Social Security, bank account, charge, debit, and credit card numbers.	2
	☐	(viii) 394.4615(7)	Clinical records under the Baker Act.	
	☐	(xii) 741.30(3)(b)	The victim's address in a domestic violence action on petitioner's request.	
	☐	(xiii) 119.071(2)(h), 119.0714(1)(h)	Protected information regarding victims of child abuse or sexual offenses.	
	☐			
	☐			
	☐			
	☐			
	☐			
Other	☐		Other:	
	☐		Other:	

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REVIEW COMPLETED BY

Booking Number: 2022027527	**Date:** 10/21/2022
	Specialist Name/ID: Chantel Daniels/30347